



PATENT APPLICATION
Docket No. 10265.96.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Andy Swenson et al.

Serial No. 09/849,611

Filed: May 4, 2001

Conf. No. 9485

For: SUSTAINED RELEASE COMPOSITIONS FOR ORALLY
ADMINISTERED SUBSTANCES AND METHODS

Examiner: Susan T. Tran

Customer No. 022913

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant agrees with the Examiner that the claimed invention is patentable over the cited references, but respectfully disagrees with the Examiner's statement of reasons for allowance as set forth in the communication mailed on January 20, 2006. Applicant submits that it is the claim as a whole, rather than any particular limitation, that makes each of the claims in the above-identified application allowable. No single limitation should be construed as the reason for allowance of a claim because it is each of the elements of the claim that makes it allowable.

Respectfully submitted,

Dated this 14th day of April 2006.

By: Robyn L. Phillips
ROBYN L. PHILLIPS

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